

1-12-05

IFW

Docket No.: 066778-0359

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Zhou, Qun-Yong, et al.
Appl. No. : 10/713,567
Filed : November 13, 2003
Title : METHODS FOR MODULATING
ANGIOGENESIS USING
PROKINETICIN RECEPTOR
ANTAGONISTS

Grp./A.U. : 1646
Examiner: : To Be Assigned

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Customer No.: 41552
Confirmation No.: 8395

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Sarah Nunez

Sir:

REQUEST FOR CHANGE OF INVENTORSHIP UNDER 37 C.F.R. § 1.48(a)

Pursuant to 37 C.F.R. § 1.48 (b), Applicants hereby request removal of Frederick J. Ehlert as an inventor of the above-identified application. The sole remaining inventor is therefore Qun-Yong Zhou.

Attached, please find executed copies of the required Statement by Deleted Inventor, Declaration for Patent Application by the sole remaining inventor, and Assignee Consent for Correction of Inventorship.

Applicants hereby authorize the Director to charge \$130.00 to Deposit Account 502624.

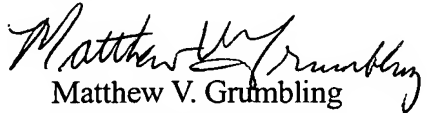
10/713,567

Should the Examiner have any questions, he is invited to call the undersigned attorney.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

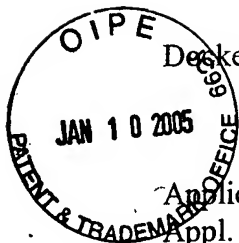
Respectfully submitted,

McDERMOTT WILL & EMERY LLP


Matthew V. Grumbling
Registration No. 44,427

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
Phone: 858.535.9001 MVG:cej
Facsimile: 858.597.1585
Date: January 10, 2005

**Please recognize our Customer No. 41552
as our correspondence address.**



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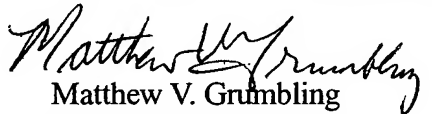
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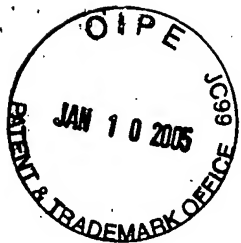
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STATEMENT BY DELETED INVENTOR UNDER 37 C.F.R. § 1.48(a)

Title of Application: METHODS FOR MODULATING ANGIOGENESIS
USING PROKINETICIN RECEPTOR ANTAGONISTS

Application Ser. No.: 10/713,567

Filed: November 13, 2003

Inventor(s): Qun-Yong Zhou

Attorney Client-Matter No.: 66778-359

I, Frederick J. Ehlert, hereby state that I was erroneously named as an inventor in the above-identified patent application and that such error was made without deceptive intent.

Date: 16 Dec 04

Signed:

Frederick J. Ehlert

DECLARATION FOR PATENT APPLICATION

As the below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled METHODS FOR MODULATING ANGIOGENESIS USING PROKINETICIN RECEPTOR ANTAGONISTS, the specification of which

_____ is attached hereto as Attorney Client-Matter No. _____).

 X was filed on November 13, 2003, as Application Serial No. 10/713,567
(Attorney Client-Matter No. 66778-359)

and was amended on (or amended through) _____.
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to myself to be material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56.

Under Sec. 1.56, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or (2) It refutes, or is inconsistent with, a position the applicant takes in: (a) Opposing an

Inventors: Zhou and Ehlert
Serial No.: 10/713,567
Filed: November 13, 2002
Page 2

argument of unpatentability relied on by the U.S. Patent and Trademark Office, or (b) Asserting an argument of patentability.

I hereby claim the benefit under Title 35, United States Code, § 120 of the prior United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to myself to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 that became available between the filing date of the prior application(s) listed below and the filing date of this continuation-in-part application:

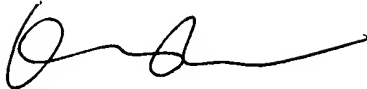
| <u>Application Serial No.</u> | <u>Filing Date</u> | <u>Status</u> |
|-------------------------------|--------------------|---------------|
| 60/426,203 | November 13, 2002 | Abandoned |
| 10/016,481 | November 11, 2001 | Pending |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventors: Zhou and Ehler
Serial No.: 10/713,567
Filed: November 13, 2002
Page 3

Full name of first inventor: Qun-Yong Zhou

Inventor's signature:



Date: Dec 16, 2004

Residence: Irvine, California, U.S.A.

Citizenship: United States of America

Mailing Address: 42 Harvey Court
Irvine, California 92612
U.S.A.



ASSIGNEE CONSENT FOR CORRECTION OF INVENTORSHIP

UNDER 37 C.F.R. § 1.48(a)

Title of Application: METHODS FOR MODULATING ANGIOGENESIS
USING PROKINETICIN RECEPTOR ANTAGONISTS

Application Ser. No.: 10/713,567

Filed: November 13, 2003

Inventor(s): Qun-Yong Zhou

Attorney Client-Matter No.: 66778-359

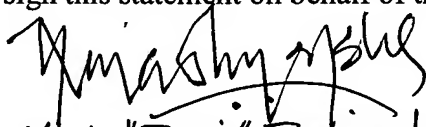
The Regents of the University of California, a non-profit organization, states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors of the application. The Assignment was recorded in the United States Patent and Trademark Office on July 13, 2004, and appears at Reel 014851, Frame 0315.

As Assignee, the Regents of the University of California consents to correction of the inventorship of the above-identified application, deleting Frederick J. Ehlert as an inventor, the sole remaining inventor being Qun-Young Zhou.

The undersigned is empowered to sign this statement on behalf of the assignee.

12/22/2004
Date

Name:


V. J. "Raj" Rajadhyaksha, Ph.D.

Title:

Associate Director

The Regents of the University of California
Office of Technology Transfer
1111 Franklin Street, 12th Floor
Oakland, California 94607-5200